

ENTERED

August 17, 2017

David J. Bradley, Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

JUAN CARLOS GARCIA-MORQUECHO, §
Petitioner, §
§
V. § CIVIL ACTION NO. B-17-084
§ CRIMINAL NO. B-15-771-1
§
UNITED STATES OF AMERICA, §
Respondent. §

ORDER

Pending is the Magistrate Judge's July 17, 2017, Report and Recommendation in the above-referenced cause of action. [Doc. No. 11] No objections have been lodged by either side and the time for doing so has expired.

Having reviewed all of the pleadings and the Report and Recommendation for plain error and having found none, it is the opinion of the Court that the Magistrate Judge's Report and Recommendation is hereby adopted. Therefore, it is ordered that Petitioner Juan Carlos Garcia-Morquecho's Motion to Vacate, Set Aside or Correct his Sentence pursuant to 28 U.S.C. § 2255 [Doc. No. 1] is dismissed as untimely filed, or alternatively, denied as meritless. The issuance of a Certificate of Appealability is denied.

Signed this 16th day of August, 2017.



Andrew S. Hanen
United States District Judge